I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

<u>PATENT</u> A-002210LIS

Attorney Docket No.: 19452A-002210US Client Reference No.: SD98-075-1PCT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

on april 11,

2005

TOWNSEND and TOWNSEND and CREW LLP

By Patricia and



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

YANOFSKY, Martin F.

Application No.: 09/869,582

Filed: February 28, 2002

For: METHODS OF SUPPRESSING FLOWERING IN TRANSGENIC

PLANTS

Examiner: Baum, Stuart F.

Art Unit: 1638

INFORMATION DISCLOSURE

STATEMENT UNDER 37 CFR §1.97 and

§1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. Copies of the references are enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

YANOFSKY, Martin F. Application No.: 09/869,582

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representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that <u>no fee is required</u> for submission of this statement. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

Matthew E. Hinsch Reg. No. 47,651

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MEH:mtd 60461962 v1



Substitute for form 1449A&B/PTO	a* 9	Complete if Known		
Substitute for form 1449A&B/PTO		09/869,582		
INFORMATION DISCLOSURE	rining Date	February 28, 2002		
STATEMENT BY APPLICANT	First Named Inventor	Yanofsky, Martin F.		
	Art Unit	1638		
(use as many sheets as necessary)	Examiner Name	Baum, Stuart F.		
Sheet 1 of 1	Attorney Docket Number	19452A-002210US		

U.S. PATENT DOCUMENTS+					
Examiner Initials*	Cite No.1	Document Number Number Kind Code ² (<i>if known</i>)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No.1	Fore	ign Patent Dod	cument	Publication Date	Name of Patentee or Applicant of Cited	Pages, Columns, Lines, Where Relevant Passages or Relevant	
muais	NO.	Country Code ³	Number⁴	Kind Code ⁵ (if known)	MM-DD-YYYY	Document	Figures Appear	T⁵

NON PATENT LITERATURE DOCUMENTS				
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²	
	AA	HEMPEL, Frederick D. et al.; "Floral determination and expression of floral regulatory genes in <i>Arabidopsis</i> "; 1997, <u>Development</u> , Vol. 124, pp. 3845-3853.		
	AB	NILSSON, Ove et al.; "Genetic ablation of flowers in transgenic Arabidopsis"; 1998, The Plant Journal, Vol. 15, No. 6, pp. 799-804.		

Examiner	Date	
Signature	Considered	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional). Applicant is to place a check mark here if English language Translation is attached.